

20.2002 4:45PM 858 792-6773 FOLEY AND LARDNER

NO. 8791 P. 1

16C1

FOLEY & LARDNER
ATTORNEYS AT LAW
P.O. Box 80278
SAN DIEGO, CA 92138-0278
11250 EL CAMINO REAL, SUITE 200
SAN DIEGO, CALIFORNIA 92130
TELEPHONE: (858) 847-6700
FACSIMILE: (858) 792-6773
WWW.FOLEYLARDNER.COM

FAX RECEIVED

MAY 21 2002

GROUP 1600

OFFICIAL

Total # of Pages: 59 (Including this page)

TO:	PHONE #:	FAX #:
Examiner Sumesh Kaushal, Art Unit 1633 U.S. Patent and Trademark Office	(703) 305-6838	(703) 872-9306

From : Stephen E. Reiter
Sender's Direct Dial : (858) 847-6711
Date : May 20, 2002
Client/Matter No : 088802-8752
User ID No : 1877

MESSAGE:

OFFICIAL: Re: Serial No. 09/042,488

Following are:

Amendment Transmittal (2 pgs.-in dupl.);
Petition for Extension of Time (1 pg.);
Change of Correspondence Address (1 pg.);
Response (52 pgs.).

If there are any problems with this transmission or if you have not received all of the pages, please call (858) 847-6700.

Operator:	Time Sent:	Return Original To:
		Joy Day

CONFIDENTIALITY NOTICE: THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENTS NAMED ABOVE. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION, AND AS SUCH IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR ANY AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR, AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

PATENT
Attorney Docket No.: SALK1520-2
(088802-8752)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#36/F

Zeta
6-4-02

In re Application of: Evans et al.	Group Art Unit: 1633	
Application No.: 09/042,488	Examiner: S. Kaushal	
Confirmation No.: 5034	CERTIFICATE OF FACSIMILE TRANSMISSION I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Washington, D.C., on the date below.	
Filing Date: March 16, 1998	<u>Teresa Spehar</u>	
For: METHOD FOR MODULATING EXPRESSION OF EXOGENOUS GENES IN MAMMALIAN SYSTEMS, AND PRODUCTS RELATED THERETO	Printed Name 	Date May 20, 2002

Commissioner for Patents
Washington, D.C. 20231

RESPONSE

Sir:

Responsive to the Office Action mailed December 20, 2001, please consider the following amendment and remarks. This response is timely as it is accompanied by a petition and the appropriate fee to extend the time for response to May 20, 2002 (two-month extension).

In the claims:

Please amend claims 1, 3-6, 11, 19, 21-24, 50-52, 54, 55, 57-60, 64 and 66-77 as follows: